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## TRANSMITTAL FORM

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Total Number of Pages in This Submission

16

Application Number

10/616,334

Filing Date

July 9, 2003

First Named Inventor

J. Fischer, et al.

Art Unit

2828

Examiner Name

T. Van Roy

Attorney Docket Number

Fischer 43-2

### ENCLOSURES (Check all that apply)

☐

Fee Transmittal Form

☐

Fee Attached

☒

Amendment/Reply

☐

After Final

☐

Affidavits/declaration(s)

☐

Extension of Time Request

☐

Express Abandonment Request

☐

Information Disclosure Statement

☐

Certified Copy of Priority Document(s)

☐

Reply to Missing Parts/  
Incomplete Application

☐

Reply to Missing Parts  
under 37 CFR 1.52 or 1.53

☐

Drawing(s)

☐

Licensing-related Papers

☐

Petition

☐

Petition to Convert to a  
Provisional Application

☐

Power of Attorney, Revocation

☐

Change of Correspondence Address

☐

Terminal Disclaimer

☐

Request for Refund

☐

CD, Number of CD(s) \_\_\_\_\_

☐ Landscape Table on CD

☐

After Allowance Communication to TC

☐

Appeal Communication to Board  
of Appeals and Interferences

☐

Appeal Communication to TC  
(Appeal Notice, Brief, Reply Brief)

☐

Proprietary Information

☐

Status Letter

☐

Other Enclosure(s) (please identify  
below):

Remarks

### SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name

Law Office of Jeffrey M. Weinick, LLC

Signature

*David W. Herring*

Printed name

David W. Herring

Date

January 23, 2006

Reg. No.

51,069

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*Risa Garcia*

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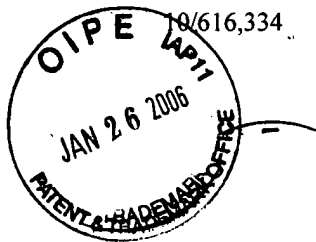
Risa Garcia

Date

January 23, 2006

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**IN THE UNITED STATES  
PATENT AND TRADEMARK OFFICE**

Application No. : 10/616,334 Confirmation No. 1363  
Applicant : J. Fischer, et al.  
Filed : 07/09/2003  
Group Art Unit : 2828  
Examiner : T. Van Roy  
Docket No. : Fischer 43-2  
Title : Optical Midpoint Power Control and Extinction Ratio Control of  
a Semiconductor Laser

Commissioner for Patents  
PO Box 1450  
Alexandria, Virginia 22313-1450

**ELECTION OF CLAIMS PURSUANT TO 37 C.F.R. 1.143**

Sir:

In response to the Office Action of December 22, 2005 please amend the above-identified application as follows.

- **Amendments to the Claims** begin on page 2 of this paper.
- **Remarks** begin on page 14 of this paper.